

Planning and Development Acts 2000 to 2021

Planning Authority: Fingal County Council

Planning Register Reference Number: FS5/014/22

WHEREAS a question has arisen as to whether the installation of 51 number concrete marker posts in relation to the east-west interconnector route (EWIC) from Portan (Meath) to Baleally Lane, Rogerstown, County Dublin is or is not development or is or is not exempted development:

AND WHEREAS Eirgrid PLC care of Hughes Planning and Development Consultants of 85 Merrion Square, Dublin requested a declaration on this question from Fingal County Council and the Council issued a declaration on the 25th day of April, 2022 stating that the matter is not exempted development:

AND WHEREAS the said Eirgrid PLC care of Hughes Planning and Development Consultants of 85 Merrion Square, Dublin referred this declaration for review to An Bord Pleanála, on the 23rd day of May, 2022:

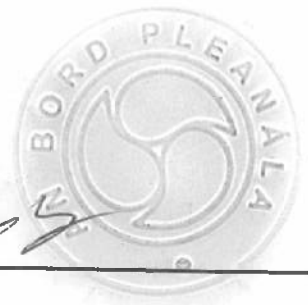
AND WHEREAS An Bord Pleanála, in considering this referral, had regard particularly to:

- (a) Sections 2, 3 and 4 of the Planning and Development Act, 2000, as amended,
- (b) Article 6(1) and Article 9(1) of the Planning and Development Regulations, 2001, as amended,
- (c) Class 26 of Part 1 of Schedule 2 to the Planning and Development Regulations, 2001 as amended, and
- (d) the submissions on file and the report of the Inspector:

AND WHEREAS An Bord Pleanála has concluded that:

- (a) the installation of 51 number concrete marker posts in relation to the east-west interconnector route constitute works, which in turn constitutes development within the meaning of the Planning and Development Act, 2000, as amended,
- (b) the proposed development does not come within the scope of any provisions afforded exempted development status under Section 4(1)(g) of the Planning and Development Act, 2000, as amended, as the provisions afforded exempted development status do not include the construction of marker posts or similar-type structure, and
- (c) the proposed development does not come within the scope of any class afforded exempted development status for the purposes of the Planning and Development Act, 2000, as amended:

NOW THEREFORE An Bord Pleanála, in exercise of the powers conferred on it by Section 5(3)(a) of the Planning and Development Act, 2000, as amended, hereby decides that the installation of 51 concrete marker posts in relation to the east-west interconnector route from Portan (Meath) to Baleally Lane, Rogerstown, County Dublin is development and is not exempted development.



Stephen Brophy

**Member of An Bord Pleanála
duly authorised to authenticate
the seal of the Board.**

Dated this 29th day of September 2023.